

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

PATTIVA McKEAN, )  
                        )  
Plaintiff,           )  
                        )  
v.                     )      C. A. No. 06-526-\*\*\*  
                        )  
NORFOLK SOUTHERN RAILWAY )  
COMPANY, a Virginia corporation,   )  
                        )  
Defendant.           )

**NOTICE OF DEPOSITION OF PATTIVA MCKEAN**

PLEASE TAKE NOTICE that Defendant Norfolk Southern Railway Company ("Norfolk Southern") will take the deposition upon oral examination of Pattiva McKean pursuant to Federal Rule of Civil Procedure 30, before an authorized court reporter, commencing at 9:30 A.M. on June 15, 2007 at the offices of Schmittinger and Rodriguez, P.A., 414 South State Street, Dover, Delaware, 19903-0497, or at such other time and place as agreed to by the parties. The deposition will continue from day to day until completed, shall be transcribed, and may be videotaped. You are invited to attend and cross-examine the witness.

POTTER ANDERSON & CORROON LLP

By: /s/ David E. Moore  
Daniel F. Wolcott, Jr. (#284)  
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Dated: May 23, 2007  
796009 / 30577

*Counsel for Defendant  
Norfolk Southern Railway Company*

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**CERTIFICATE OF SERVICE**

I, David E. Moore, hereby certify that on May 23, 2007, the attached document was sent by U.S. Mail and Electronic Mail to the following persons and was electronically filed with the Clerk of the Court using CM/ECF which will send notification to the registered attorney(s) of record that the document has been filed and is available for viewing and downloading:

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Schmittinger and Rodriguez, P.A.  
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*/s/ David E. Moore*  
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